

Message Text

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ORIGIN STR-04

INFO OCT-01 EUR-12 IO-13 ISO-00 AID-05 CEA-01 CIAE-00
COME-00 EB-07 FRB-03 INR-07 NSAE-00 EPG-02 SP-02
TRSE-00 LAB-04 SIL-01 OMB-01 DODE-00 /063 R

DRAFTED BY STR:MPOMERANZ:CTB
APPROVED BY STR:MPOMERANZ
COMMERCE:WKRIST/KKUWABARA
STATE:JSPIRO
LABOR:GPRATT/RSCHULMAN
OMB:RHAUGH
TREASURY:JSCHOTT
AGRICULTURE:SGERSHBEN
DOD:RBOOTON(SUB.)
-----040425Z 067299 /23

P 032352Z JUN 77
FM SECSTATE WASHDC
TO USMISSION GENEVA PRIORITY
INFO AMEMBASSY PARIS PRIORITY
AMEMBASSY OTTAWA

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USOECD, USMTN

E.O. 11652: N/A

TAGS: ETRD, MTN, OECD

SUBJECT: GOVERNMENT PROCUREMENT

REF: (A) MTN GENEVA 4304; (B) MTN GENEVA 3975; (C) MTN
GENEVA 3680; (D) BRUSSELS 5400

1. WE AGREE WITH MTN DEL THAT CANADIAN INITIATIVE OUTLINED
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IN REFTTEL A PRESENTS ONE OF THE FEW ALTERNATIVES FOR TRYING
TO MOVE THE GOVERNMENT PROCUREMENT NEGOTIATIONS FORWARD AT
THIS TIME. IT MUST HOWEVER, BE CONSIDERED IN THE LIGHT OF
OTHER DEVELOPMENTS SUCH AS THE BILATERAL CONVERSATIONS NOW
BEING LAID ON WITH OTHER MAJOR MTN PARTICIPANTS.

2. IT IS EXPECTED THAT MTN BILATERALS WILL BE HELD WITH

THE EC, JAPAN, CANADA, AND THE NORDICS BEFORE THE SUMMER RECESS IN EUROPE. THE FRUITS OF SUCH CONVERSATIONS ARE NOT LIKELY TO BE IN HAND UNTIL AFTER THE RECESS.

3. THE CANADIAN PROPOSAL IS PROCEDURAL. THERE IS NO INDICATION THAT THE CANADIANS ARE PREPARED TO PUT FORWARD ANY ADDITIONAL COMPROMISES FOR THE DIFFICULT CODE ISSUES WHICH ARE STILL OUTSTANDING. REFTTEL B, PARA. 5, CLEARLY INDICATES THAT THE EC AND SWISS ARE NOWHERE CLOSE TO ACCEPTING THE U.S. COMPROMISE PROPOSAL ON EX POSTE PUBLICITY MADE TO THEM EARLY LAST YEAR NOR, ON THE BASIS

OF PAST PERFORMANCES, CAN WE BE SANGUINE THAT THE EC COMPROMISES PROMISED IN REFTTEL C, PARA. 6, WILL DO MUCH TO MOVE THE WORK FORWARD.

4. NOTWITHSTANDING THESE OBSERVATIONS, WE WOULD BE PREPARED TO MOVE WITH THE CANADIANS PROVIDED THAT EFFORTS IN THE PRE-RECESS PERIOD BE CONFINED TO ORGANIZATIONAL RATHER THAN SUBSTANTIVE EFFORTS. IF THE CANADIANS CONSIDER THAT MORE MOMENTUM IS REQUIRED WE WOULD BE PREPARED TO GO SUBSTANTIVE TO THE EXTENT OF A PLURILATERAL EFFORT CONFINED SOLELY TO THE ELEMENTS IN THE PAPER THEY HAVE ALREADY FLOATED WITH THE MAJOR DELEGATIONS. WE CONSIDER THAT TO GO BEYOND THIS BEFORE THE FALL OF THE YEAR MAY PREJUDICE THE BILATERAL EFFORTS NOW BEING MOUNTED.

5. THIS WOULD BE CONSISTENT WITH PARA. 3 OF REFTTEL A. THE CANADIAN PAPER WAS ADDRESSED TO ISSUES OF "NON-DISCRIMINATED OFFICIAL USE

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TION, MTN, TECHNICAL SPECIFICATIONS, AND OBJECTIVES." THE STAGE HAS THEREFORE BEEN SET FOR THE FIRST SERIES OF DRAFTING SESSIONS WHICH COULD BUILD ON THE BILATERAL CONVERSATIONS CANADA HAS HAD ON THEIR PAPER. WE ARE VERY CONCERNED THAT CANADA WOULD WISH TO FOLLOW THIS FIRST STAGE WITH A DISCUSSION OF ENTITIES (WE HAD THIS CONCERN BEFORE RECEIPT OF REFTTEL D). WE MUST MAKE EVERY EFFORT TO CONVINCE THE CANADIANS THAT COVERAGE (WHICH EMBRACES ENTITIES, THRESHOLD, AND DEROGATIONS) GOES TO THE END BALANCE OF THE AGREEMENT AND THAT OUR MUTUAL INTERESTS WILL BE BETTER SERVED IF WE LEAVE THIS TO THE END AND FIRST DIRECT ATTENTION TO THE OTHER MAJOR ISSUES OF TRANSPARENCY (INCLUDING INQUIRY RIGHTS AND PUBLICATION OF AWARDS), SINGLE TENDERING, OFFSETS, AND SURVEILLANCE AND DISPUTE SETTLEMENT.

6. DEL REQUESTED TO INFO REFTTEL A TO OECD PARIS AND AMEMBASSY OTTAWA. CHRISTOPHER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: GOVERNMENT PROCUREMENT, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 03-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE128995
Document Source: CORE
Document Unique ID: 00
Drafter: MPOMERANZ:CTB
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770199-0681
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770691/aaaadbyk.tel
Line Count: 115
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 8ba34685-c288-dd11-92da-001cc4696bcc
Office: ORIGIN STR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 MTN GENEVA 4304, 77 MTN GENEVA 3975
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 27-Dec-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2281295
Secure: OPEN
Status: NATIVE
Subject: GOVERNMENT PROCUREMENT
TAGS: ETRD, CA, OECD, MTN
To: GENEVA USMTN MULTIPLE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/8ba34685-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009